

State of Arizona  
House of Representatives  
Fifty-first Legislature  
Second Regular Session  
2014

# HOUSE BILL 2204

AN ACT

AMENDING SECTION 28-3229, ARIZONA REVISED STATUTES; RELATING TO COMMERCIAL DRIVER LICENSES.

(TEXT OF BILL BEGINS ON NEXT PAGE)

1 Be it enacted by the Legislature of the State of Arizona:

2 Section 1. Section 28-3229, Arizona Revised Statutes, is amended to  
3 read:

4 28-3229. Military applicants; driving test waiver; requirements

5 A. The department may waive the requirement that an original applicant  
6 for a class A, B or C license take the driving test prescribed by section  
7 28-3223, subsection A, paragraph 5 if the applicant is on active duty in the  
8 armed forces of the United States or has separated from the armed forces of  
9 the United States under honorable conditions ~~in the last ninety days~~ and  
10 certifies that during the two-year period immediately before application all  
11 of the following apply:

12 1. The applicant has not had more than one driver license, other than  
13 a military license.

14 2. The applicant has not had any driver license suspended, revoked or  
15 canceled.

16 3. The applicant has not been convicted of an offense committed while  
17 operating any type of motor vehicle that would subject the applicant to  
18 mandatory disqualification pursuant to section 28-3312.

19 4. The applicant has not been found responsible for or guilty of a  
20 moving traffic violation that results in a motor vehicle accident and has no  
21 record of a motor vehicle accident in which the applicant is at fault.

22 B. The department may waive the driving test pursuant to subsection A  
23 of this section if the applicant certifies and provides evidence as  
24 prescribed by the department that all of the following apply:

25 1. The applicant is regularly employed or ~~was regularly employed~~  
26 within the ~~last ninety days~~ TIME PERIOD PRESCRIBED IN THE UNITED STATES  
27 DEPARTMENT OF TRANSPORTATION COMMERCIAL DRIVER'S LICENSE STANDARDS,  
28 REQUIREMENTS AND PENALTIES, 49 CODE OF FEDERAL REGULATIONS SECTION 383.77,  
29 WAS REGULARLY EMPLOYED in a military position requiring operation of a  
30 commercial motor vehicle.

31 2. The applicant is exempt from commercial driver licensing  
32 requirements pursuant to section 28-3152, subsection A, paragraph 1 or a  
33 comparable law of another state implementing 49 Code of Federal Regulations  
34 section 383.3(c).

35 3. For at least two years immediately before separating from the armed  
36 forces of the United States under honorable conditions the applicant operated  
37 a motor vehicle that is representative of the class of motor vehicle that the  
38 applicant operates or expects to operate.

39 C. An applicant who obtains a driving test waiver under this section  
40 shall take and successfully pass any knowledge test required pursuant to this  
41 chapter.